

### **IC 8-1-8.3**

Chapter 8.3. Public Utility Employees; Utility Service Interruption Emergencies

#### **IC 8-1-8.3-1**

##### **"Commercial driver's license" defined**

Sec. 1. As used in this chapter, "commercial driver's license" has the meaning set forth in IC 9-13-2-29.

*As added by P.L.42-2004, SEC.1.*

#### **IC 8-1-8.3-2**

##### **"Commercial motor vehicle" defined**

Sec. 2. As used in this chapter, "commercial motor vehicle" has the meaning set forth in IC 9-13-2-31.

*As added by P.L.42-2004, SEC.1.*

#### **IC 8-1-8.3-3**

##### **"Public utility" defined**

Sec. 3. As used in this chapter, "public utility" has the meaning set forth in IC 8-1-2-1(a).

*As added by P.L.42-2004, SEC.1.*

#### **IC 8-1-8.3-4**

##### **"Utility service interruption emergency" defined**

Sec. 4. As used in this chapter, "utility service interruption emergency" means an outage or interruption of utility service in Indiana, including a near term threat or occurrence of a meteorological or other condition reasonably likely to result in outages or service interruption. A utility service interruption emergency:

(1) is declared to exist within the meaning of 49 CFR 390.23 when a public utility receives:

(A) notice of or a request to respond to an outage or a service interruption; or

(B) notice of the existence of conditions reasonably likely to result in an outage or a service interruption; and

(2) continues until:

(A) the necessary maintenance or repair work is completed; and

(B) personnel used to perform necessary maintenance or repair work have returned to their respective normal work routines.

*As added by P.L.42-2004, SEC.1.*

#### **IC 8-1-8.3-5**

##### **"Utility service vehicle" defined**

Sec. 5. As used in this chapter, "utility service vehicle" has the meaning set forth in 49 CFR 395.2.

*As added by P.L.42-2004, SEC.1.*

**IC 8-1-8.3-6**

**Utility service interruption emergency worker; maximum hours of service**

Sec. 6. An individual who:

(1) is the holder of a commercial driver's license;

(2) is:

(A) an employee;

(B) an employee of a contractor; or

(C) an employee of a subcontractor;

of a public utility in an employment capacity in which the commercial driver's license is used; and

(3) operates a commercial motor vehicle as a utility service vehicle and engages in intrastate maintenance or repair work in response to a utility service interruption emergency;

is exempt from any regulation of the maximum hours of service that the employee may work under 49 CFR 395.

*As added by P.L.42-2004, SEC.1.*